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ISLAMABAD, WEDNESDAY, MARCH 5, 1975

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PART I

Acts, Ordinances, President's Orders and Regulations

NATIONAL ASSEMBLY SECRETARIAT

Islamabad, the 5th March, 1975

The following Acts of Parliament received the assent of the President on the 1st March, 1975, and are hereby published for general information :—

ACT No. XXVII of 1975

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'An Act to provide for the annulment of certain references to arbitration and abatement of certain arbitration proceedings

Whereas the Capital Development Authority has entered into agreements with certain persons for the execution of certain projects and other works required to be undertaken by it under the Capital Development Authority Ordinance, 1960 (XXII of 1960), and for the supply of goods or labour or the performance of certain obligations ;

AND WHEREAS such agreements provide for reference of disputes arising therefrom to arbitration ;

AND WHEREAS pursuant to the aforesaid provision of the said agreements, certain disputes between the Capital Development Authority and the said persons have been, or may hereafter be, referred to arbitration, either by the parties themselves or by order of a Court ;

AND WHEREAS the references made to arbitration pursuant to such agreements have failed to achieve the objects for which provision for such references - was made;

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and ending on the date specified i in any subsequent notification as the beginning of a new shipping period in relation to such goods.”

4. Repeal—The Import of Goods (Price Equalization Surcharge) (Amendment) Ordinance, 1974 (XXlii of 1974), is hereby repealed.

ACT No. XXX OF 1975

An Act further to amend-the Boilers Act, 1923

WHEREAS it is expedient further to amend the Boilers Act, 1923 (V of 1923), for the purpose hereinafter appearing ;

It is hereby enacted as follows :—

1. Short title, extent and commencement.—(1) This Act may be called the Boilers (Amendment) Act, 1975.

(2) It extends to the whole of Pakistan.

(3) It shall come into force at once.

2. Amendment of section 27A, Act V of 1923.—In the Boilers Act, 1923

(V of 1923), in section 27A, for sub-section (2) the following shall be substituted, namely :—

“(2) The Board shall consist of the following members, namely :—

(a) A Chairman to be nominated by the Federal Government ;

(b) one member to be nominated by each of the Provincial Governments ;

(c) one member to be nominated by the Pakistan Railways; and

(d) such other members as the Federal Government may, by notification in the official Gazette, nominate. ”.

ACT No. XXX OF 1975

An Act further to amend the Pakistan Standards Institution (Certification Marks) Ordinance, 1961

WHEREAS it is expedient further to amend the Pakistan Standards Institution (Certification Marks) Ordinance, 1961 (XLVIII of 1961), for the purposes hereinafter appearing ;

AND WHEREAS the Proclamation of Emergency referred to in Article 280 of the Constitution is in force ;

It is hereby enacted as follows :—

1. Short title, extent and commencement.—(1) This Act may be called the Pakistan Standards Institution (Certification Marks) (Amendment) Act, 1975.

(2) It extends to the whole of Pakistan.

(3) It shall come into force at once.

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2. General amendment, Ordinance XLVI of 1961.—In the Pakistan Standards institution (Certification Marks) Ordinance, 1961 (XLVIII of 1961), hereinafter referred to as the said Ordinance, for the words “Central Government”, wherever occurring, the words “Federal Government” shall be substituted.

3. Insertion of section 9, Ordinance XLVHI of 1961.—In the said Ordinance, after section 8, the following new section 9 shall be inserted, namely :—

“9. Power to prohibit sale of certain articles—(1) The Federal Government may, after consulting the Council, by notification in the official Gazette, prohibit, with effect from such date as may be specified in the notification, the sale of any article specified therein which does not conform to the Pakistan Standard established by the Institution in relation to that article:

Provided that the date specified in the notification shall be a date not earlier than two months from the date of publication of the notification.

The Federal Government may, by notification in the official Gazette, require any article which conforms to a particular Pakistan Standard to be marked with such distinctive mark as may be specified in the notification. ”

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ACT No. XXXII OF 1975

An Act to provide for the regulation of fishing within the exclusive fishery zone of Pakistan

WHEREAS it is expedient to provide for the regulation of fishing within the exclusive fishery zone of Pakistan and for matters ancillary thereto ;

It is hereby enacted as follows :—

I. Short title, extent, application and commencement.—(1) This Act may be called the Exclusive Fishery Zone (Regulation of Fishing) Act, 1975.

(2) It extends to the whole of Pakistan and to waters within the exclusive fishery zone of Pakistan beyond the territorial waters, hereinafter referred to as the Zone.

(3) It applies to all fishing crafts within the Zone and to all persons on board such fishing crafts.

(4) It shall come into force at once.

2. Definitions.—In this Act, unless there is anything repugnant in the subject or context,—

(a) "fish" includes molluscs, crustaceans, kelp and other marine animals ;

(b) "Fishery Officer" means any person who is authorised by the Federal Government, by notification in the official Gazette, to exercise or perform any of the powers or functions of Fishery Officer under this Act;

(c) "fishing" means taking or catching of fish within the Zone by any means ;